Applicant: Michael A. Apicella Attorney's Docket No.: 17023-002US1 / N5-50

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Amendments to the Claims:

This listing of claims replaces all prior versions and listings of claims in the application:

Listing of Claims:

Claims 1-22 (Cancelled)

- 23. (Currently amended) The mutant endotoxin made according to the method of claim 35 22, wherein the mutant endotoxin is was purified from the mutant non-typeable *Haemophilus influenzae* gram negative bacterial mutant pathogen by phenolwater extraction or by protease digestion.
- 24. (Previously presented) The mutant endotoxin according to claim 23, wherein the mutant endotoxin is conjugated to a carrier protein.
- 25. (Currently amended) The mutant endotoxin made according to the method of claim 35 22.
- 26. (Previously presented) The mutant endotoxin according to claim 25, wherein the mutant endotoxin is conjugated to a carrier protein.

Claims 27-34 (Cancelled)

35. (New) A method of making a mutant endotoxin comprising mutating htrB gene within a wild-type non-typeable Haemophilus influenzae, wherein the htrB mutation produces a mutant non-typeable Haemophilus influenzae having a mutant endotoxin containing a decreased phosphoethanolamine content and an increased hexose content in the mutant endotoxin's inner core, and a pentaacylated or tetraacylated lipid A lacking one or two secondary acyl chains compared to the corresponding wild-type non-typeable

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Haemophilus influenzae hexaacylated endotoxin, and wherein the mutant endotoxin has substantially reduced toxicity as compared to the hexaacylated endotoxin of the wild-type non-typeable *Haemophilus influenzae*; and purifying the mutant endotoxin.

36. (New) A method for producing antisera containing antibodies specific to a mutant endotoxin from an *htrB* mutant non-typeable *Haemophilus influenzae*, the method comprising

- (a) immunizing an individual with a formulation comprising: (1) an htrB mutant non-typeable Haemophilus influenzae having a mutant endotoxin, (2) the mutant endotoxin, or (3) the mutant endotoxin conjugated to a carrier protein, wherein the mutant endotoxin contains a decreased phosphoethanolamine content and an increased hexose content in the mutant endotoxin's inner core, and a pentaacylated or tetraacylated lipid A lacking one or two secondary acyl chains compared to the corresponding wild-type non-typeable Haemophilus influenzae hexaacylated endotoxin, and wherein the mutant endotoxin has substantially reduced toxicity as compared to the wild-type non-typeable Haemophilus influenzae hexaacylated endotoxin; and
- (b) collecting the antisera containing the antibodies from the immunized individual.